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March 26, 2010

VIA HAND DELIVERY

Honorable Deborah A. Batts
United States District Judge
Southern District of New York
500 Pearl Street, Room 2510
New York, New York 10007

Re: Gilbert v. Indiana, Case No. 09-CV-6352

Dear Judge Batts:

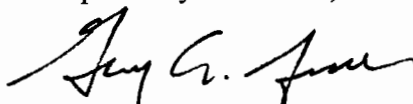
We represent Defendant Robert Indiana ("Defendant") in the above-referenced action.

Because counsel for Mr. Gilbert has been unavailable to meet with us earlier, counsel for the parties were not able to schedule a first in-person settlement meeting between counsel before today, March 26, 2009. Counsel have had preliminary discussions by telephone and email.

Therefore, we respectfully request a brief adjournment from April 9, 2009 until April 30, 2009 of the deadline for the parties to meet in Maine and thereafter report to the Court and, if the matter has not been settled, arrange a date for the Court-ordered mediation.

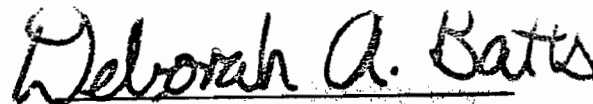
Counsel for Mr. Gilbert has consented to our extension request.

Respectfully submitted,


Gary D. Sesser

cc: Dariush Keyhani, Esq. (via email and facsimile)

SO ORDERED



DEBORAH A. BATTS
UNITED STATES DISTRICT JUDGE

March 29, 2010